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DATE MAILED: 07/06/2004

APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 10/064,531 07/24/2002 Donald F. Ballas BUR920010165 8345 29154 7590 07/06/2004 EXAMINER FREDERICK W. GIBB, III MASINICK, MICHAEL D MCGINN & GIBB, PLLC 2568-A RIVA ROAD ART UNIT PAPER NUMBER SUITE 304 2125 ANNAPOLIS, MD 21401

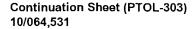
Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
Advisory Action	10/064,531	BALLAS ET AL.
	Examiner	Art Unit
	Michael D Masinick	2125
The MAILING DATE of this communication appears on the cover sheet with the correspondence address		
THE REPLY FILED May 18 <sup>th</sup> , 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.		
PERIOD FOR REPLY [check either a) or b)]		
<ul> <li>a)</li></ul>		
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).		
1 A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.		
2. The proposed amendment(s) will not be entered because:		
(a) 🖾 they raise new issues that would require further consideration and/or search (see NOTE below);		
(b) ☐ they raise the issue of new matter (see Note below);		
(c) $\boxtimes$ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or		
(d) they present additional claims without canceling a corresponding number of finally rejected claims.  NOTE:		
3. Applicant's reply has overcome the following rejection	ction(s):	-
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).		
5. The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because:		
6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.		
7. ☑ For purposes of Appeal, the proposed amendment(s) a) ☑ will not be entered or b) ☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.		
The status of the claim(s) is (or will be) as follows:		
Claim(s) allowed:		
Claim(s) objected to:		
Claim(s) rejected: <u>1-20</u> .		
Claim(s) withdrawn from consideration:		
8. The drawing correction filed on is a) approved or b) disapproved by the Examiner.		
9. Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s)		
10 M. Othor: See Continuation Sheet		
LEO PICARD  SUPERVISORY PATENT EXAMINER  TECHNOLOGY CENTER 2100		

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OF Paper No. 20040628



Application No.

Continuation of 10. Other: Amendments to claims in light of arguments presented would require additional search. Applicant also failed to supply claims 1-4 in amendment which was faxed with claims listing starting with claim 6. It is impossible to tell from this document what the current status of independent claim 1 is..

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